

**UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD**

**MICHELL ENTERPRISES, LLC d/b/a
MCDONALD'S and MCDONALD'S USA, LLC,
as Joint Employer**

and

Case 03-CA-148587

CITIZEN ACTION OF NY

ORDER¹

The petition to revoke subpoena duces tecum B-1-MT5S89 and subpoenas ad testificandum A-1-MT5QN1, A-1-MT4W7R, and A-1-MT52V7, filed by Michell Enterprises, LLC is denied. The subpoenas seek information relevant to the matters under investigation and describe with sufficient particularity the evidence sought, as required by Section 11(1) of the Act and Section 102.31(b) of the Board's Rules and Regulations. Further, Michell Enterprises has failed to establish any other legal basis for revoking the subpoenas. See generally *NLRB v. North Bay Plumbing*, 102 F.3d 1005 (9th Cir. 1996); *NLRB v. Carolina Food Processors, Inc.*, 81 F.3d 507 (4th Cir. 1996).

Dated, Washington, D.C. October 20, 2015.

MARK GASTON PEARCE,	CHAIRMAN
PHILIP A. MISCIMARRA,	MEMBER
LAUREN McFERRAN,	MEMBER

¹ The National Labor Relations Board has delegated its authority in this proceeding to a three-member panel.